

Due Date: January 9, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Sanford H. Barsky et al. Examiner: L. Chen
Serial No.: 09/856,104 Group Art Unit: 1632
Filed: May 16, 2001 Docket: G&C 30435.73-US-WO
Title: HUMAN INFLAMMATORY BREAST CARCINOMA XENOGRAFT
CAPABLE OF LYMPHOVASCULAR INVASION AND METHODS FOR ITS
USE

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on January 7, 2003.

By: 
Name: William J. Wood

AMENDMENT UNDER 37 C.F.R. §1.111

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated October 9, 2002, please amend the above-identified application as follows. Please note that in compliance with the new rules under 37 C.F.R. § 1.121 the amendments to the specification and amended claims are presented in "clean" form with marked-up versions provided as Appendices A and B, respectively.

IN THE SPECIFICATION

Please amend the specification as follows:

Please replace the paragraph at page 2, line 29 -- page 3, line 3 with the following paragraph:

B1 One embodiment of the invention consists of a human inflammatory breast cancer xenograft, where the xenograft grows within lymphatic and blood vessel channels, does not express estrogen receptor and progesterone receptor and expresses P53, EGFR, MUC1 and E-cadherin. In a preferred embodiment, the level of E-cadherin expressed by the xenograft is at least two-fold greater than the level of E-cadherin expressed by a noninflammatory breast cancer xenograft. In a related

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1/8/03**Gates & Cooper** LLPHoward Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, California 90045**FAX RECEIVED**

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GROUP 1600**FAX TRANSMISSION TO USPTO**TO: Commissioner for Patents
Attn: Examiner L. Chen
Patent Examining Corps
Facsimile Center
Washington, D.C. 20231FROM: William J. Wood
OUR REF.: G&C 30435.73-US-WO
TELEPHONE: (310) 642-4144Total pages, including cover letter: **57****OFFICIAL**PTO FAX NUMBER: **(703) 872-9306**

If you do NOT receive all of the pages, please telephone us at (310) 641-8797, or fax us at (310) 641-8798.

| | |
|--------------------------------|--|
| Title of Document Transmitted: | AMENDMENT UNDER 37 C.F.R. §1.111 INCLUDING APPENDICES A AND B AND EXHIBITS A-E |
| Applicant: | Sanford H. Barsky et al. |
| Serial No.: | 09/856,104 |
| Filed: | May 16, 2001 |
| Group Art Unit: | 1632 |
| Our Ref. No.: | G&C 30435.73-US-WO |

By: W. J. Wood

Name: William J. Wood

Reg. No.: 42,236

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Signature [Signature]Date 1/7/03

WJW/sjm

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By: W. J. Wood
 Name: William J. Wood

Commissioner for Patents
 Washington, D.C. 20231

Dear Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
☒ Amendment Under 37 C.F.R. §1.111 including Appendices A and B and Exhibits A-E.

CLAIMS PRESENT

| Claims Remaining: | Highest Number Previously Paid For: | Number Extra | Rate | Fee |
|-------------------------------------|--|-----------------|-----------|----------|
| Total Claims | | | | |
| 17 | 54 | 0 | x \$9.00 | = \$0.00 |
| Independent Claims | | | | |
| 5 | 13 | 0 | x \$42.00 | = \$0.00 |
| MULTIPLE DEPENDENT CLAIM FEE | | | | \$0.00 |
| TOTAL FILING FEE | | | | \$0.00 |

Please consider this a **PETITION FOR EXTENSION OF TIME** for a sufficient number of months to enter these papers, if appropriate.

Please charge any additional fees or credit any overpayment to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

CUSTOMER NUMBER 22462.

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By: W. J. Wood
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